



# Virginia Parole Board

## Geriatric Release

Senate Finance Public Safety Subcommittee  
January 2015



# DEFINITIONS

## Parole Eligible (PE)

- Committed crimes prior to January 1, 1995

## Truth-in-Sentencing (TIS)

- Committed crimes after January 1, 1995



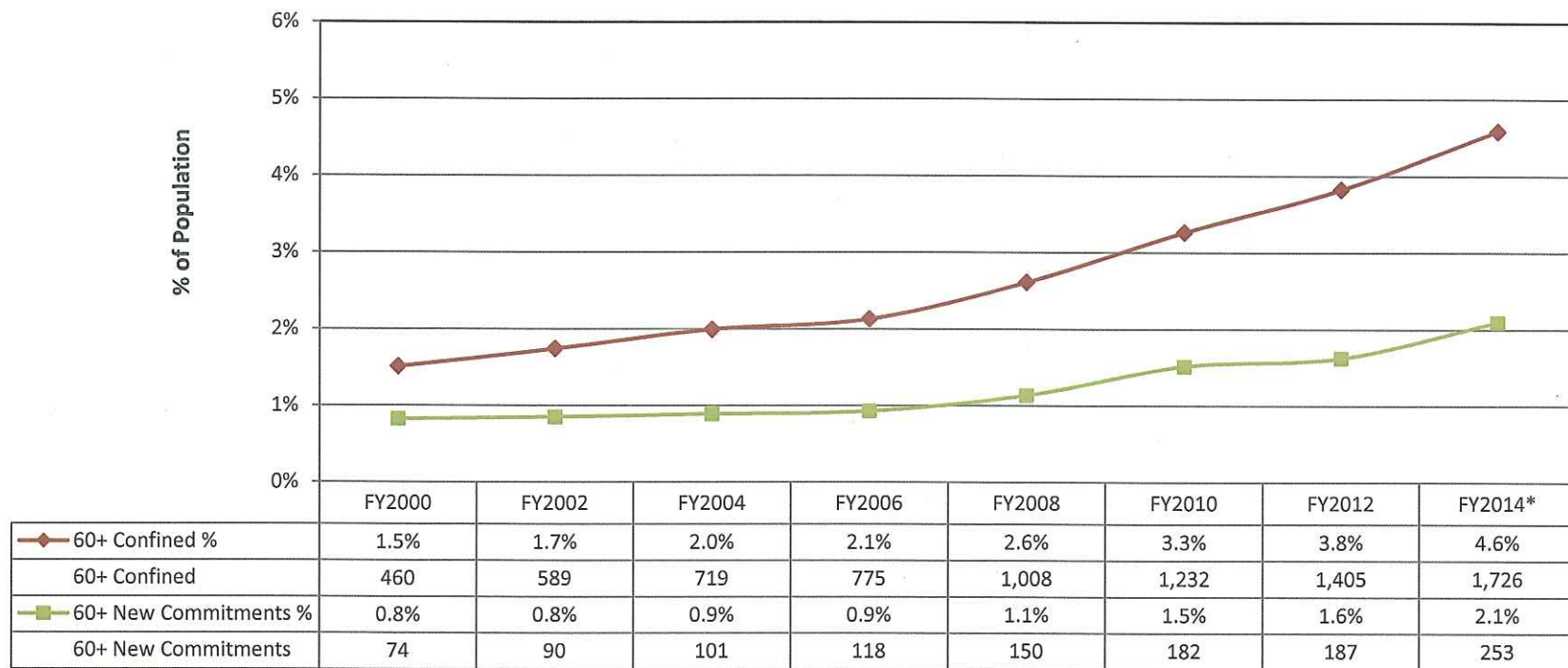
# Geriatric Release

- Criteria: Offense, Age and Length of Stay (§53.1-40.01)
  - No Class 1 Felonies
  - Age 60 and have served at least 10 years, or
  - Age 65 and have served at least 5 years
    - regardless of the date of their offense
- All TIS offenders are now reviewed annually
- PE offenders must request consideration by the Board as geriatric review is not automatic
- Offenders being considered for geriatric release will receive a personal interview either from a Board member or Parole Examiner



# State Responsible Offenders Age 60+ FY2000-FY2014\*

- SR Confined Offenders Age 60+ have more than tripled since FY2000 (from 460 to 1,726)
- SR New Court Commitments Age 60+ more than tripled since FY2000 from (74 to 253)
- Over 2% of the SR New Court Commitments and almost 5% of the SR Confined Population are Age 60+



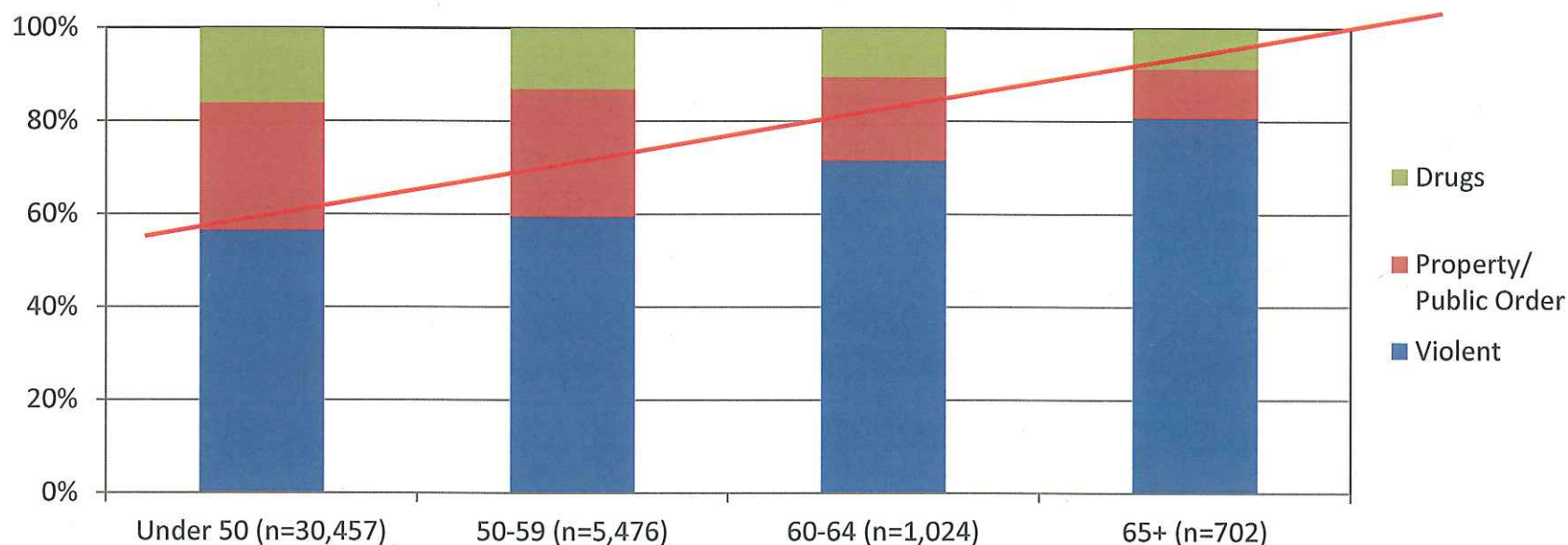
SOURCE: VADOC Statistical Analysis & Forecast Unit, January 13, 2015

\*FY2014 SR NCC data is considered preliminary

# FY2014 SR Confined Population

## Most Serious Offense by Age Groups

- 81% of the age 65+ inmates and 72% of inmates in the 60-64 age group are incarcerated for a violent crime; this compares to only 56% of the younger inmates
- The most common offense for older inmates:
  - Rape/sexual assault
    - 20% of the 60-64 age group
    - 32% of the 65+ age group
  - Murder
    - 23% of the 60-64 age group
    - 28% of the 65+ age group



SOURCE: VADOC Statistical Analysis & Forecast Unit, all data preliminary as of January 13, 2015

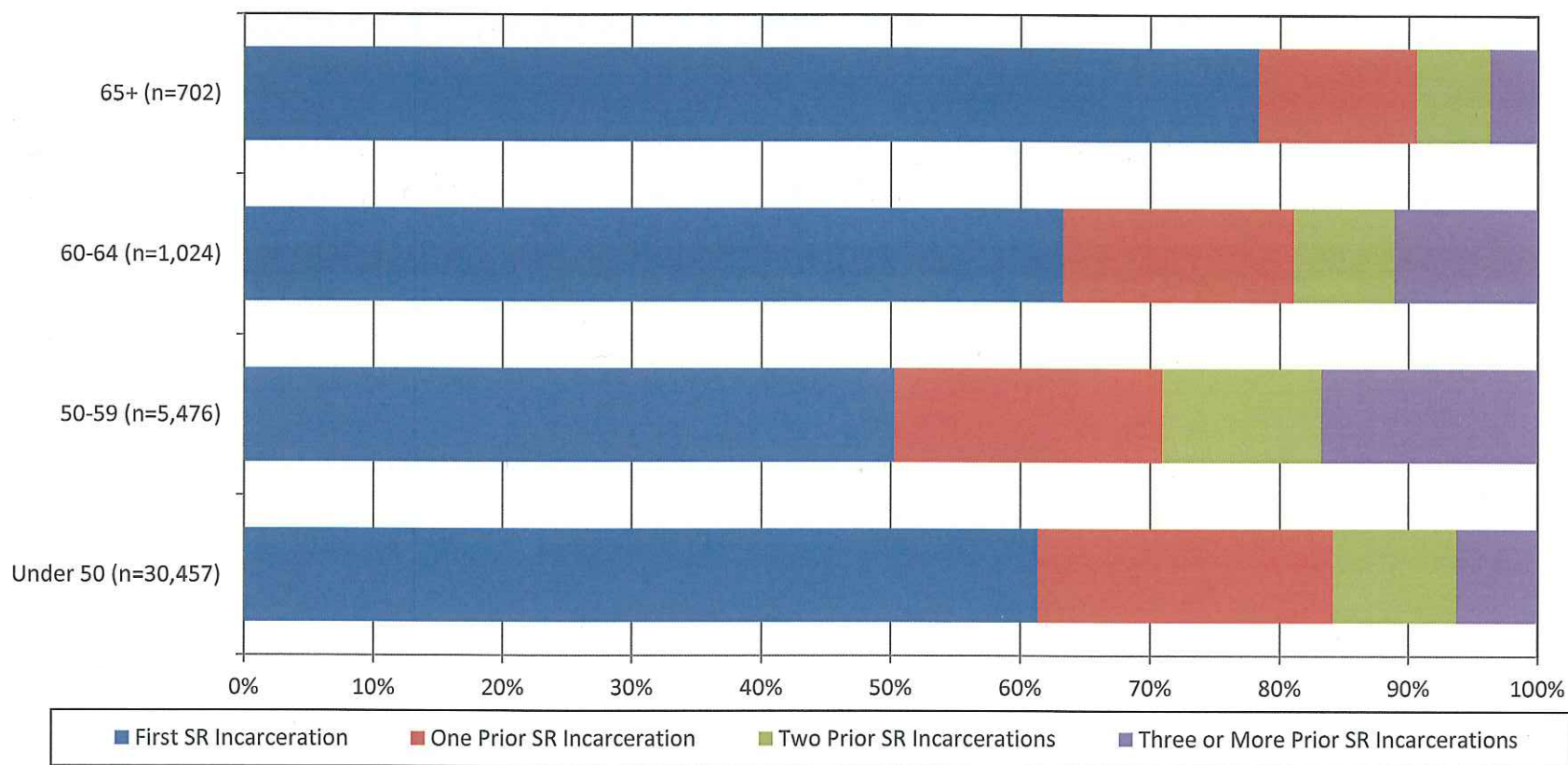




# FY2014 SR Confined Population

## Prior SR Incarcerations by Age Group

- 78% of the 65+ group are serving their first SR incarceration
- 63% of the 60-64 group are serving their first SR incarceration
- 50% of the 50-59 group are serving their first SR incarceration
- 61% of the Under 50 group are serving their first SR incarceration



Source: VADOC Statistical Analysis & Forecast Unit, all data preliminary as of January 13, 2015  
Prior SR Incarcerations includes all prior periods of incarceration in Virginia for an SR sentence.



# FY2014 SR Confined Population

## Age at Sentencing by Age Groups

- Under 50 group: 86% sentenced between 18-39 (57% sentenced by age 29)
- 50-59 group: 68% sentenced between 40-59 (59% sentenced age 45+)
- 60-64 group: 55% sentenced age 50+ (22% sentenced 60+)
- 65+ group : 64% sentenced age 50+ (45% sentenced age 60+)

Age at Sentencing	Age at End of FY2014				Total
	Under 50	50 - 59	60 - 64	65+	
Under 18	562	46	3	-	611
18 - 24	10,212	450	83	24	10,769
25 - 29	6,519	421	62	30	7,032
30 - 34	5,245	419	58	54	5,776
35 - 39	3,771	433	78	48	4,330
40 - 44	2,745	503	89	46	3,383
45 - 49	1,403	1,127	91	54	2,675
50 - 54	-	1,523	94	57	1,674
55 - 59	-	554	245	71	870
60 - 64	-	-	221	126	347
65 & Over	-	-	-	192	192
Total	30,457	5,476	1,024	702	37,659

Source: VADOC Statistical Analysis & Forecast Unit, all data preliminary as of January 13, 2015





# Geriatric Release Eligibility of SR Confined Population As of June 30, 2014

- 3% of the SR Confined Population will be eligible for Geriatric Release consideration by the end of FY2015
- Almost three-quarters of the SR Confined Population (74%) is expected to be released prior to becoming eligible for Geriatric Release Consideration

Geriatric Release Eligibility Date	Currently Parole Eligible		Parole Eligible in the Future		NOT Parole Eligible		Total	
	Cumulative #	% of Total SR	Cumulative #	% of Total SR	Cumulative #	% of Total SR	Cumulative #	% of Total SR
Through FY2015	610	2%	96	<1%	429	1%	1,135	3%
FY2016	701	2%	120	<1%	560	1%	1,381	4%
FY2017	782	2%	140	<1%	691	2%	1,613	4%
FY2018	854	2%	169	<1%	812	2%	1,835	5%
FY2019	933	2%	199	<1%	1,012	3%	2,144	6%
FY2020	1,011	3%	232	<1%	1,167	3%	2,410	6%
After FY2020	1,117	3%	563	1%	5,274	14%	6,954	18%
Expected Release Prior to GE Date	841	2%	697	2%	26,298	70%	27,836	74%
Not Eligible for GE Release	120	<1%	75	<1%	264	<1%	459	1%
Total	3,089	8%	1,567	4%	33,003	88%	37,659	100%

SOURCE: VADOC Statistical Analysis & Forecast Unit, January 7, 2015

NOTE: The numbers in the Cumulative # columns are running totals through the FY2020 row, meaning the newly eligible for that year are added to the number already eligible; as a result the Total figures are arrived at by adding the last four rows in the table together (FY2020 + After FY2020 + Release Prior to GE + Not Eligible)





## Offenders Eligible for Geriatric Release Consideration

- Between 2006 and 2014 the number offenders eligible for Geriatric Release has more than doubled (454 to 1,011).
- 223 of PE inmates applied for Geriatric Release in CY2014 and 6 were granted.
- 72 TIS offenders were reviewed and 6 were granted, for a total 4% grant rate.
- The majority of geriatric inmates released were released after completing their sentence, NOT through a special release mechanism.

	CY2006		CY2008		CY2010		CY2012		CY2014	
60 to 64	232	51%	295	51%	330	51%	398	50%	499	49%
65+	222	49%	283	49%	323	49%	399	50%	512	51%
Total Eligible	454		578		653		797		1,011	

# Offenders Considered for Geriatric Release

## By Most Serious Offense

### CY2006 - CY2014

- Most offenders considered for Geriatric Release between CY2006 and CY2014 committed either Homicide or Rape/Sexual Assault

	CY2006		CY2008		CY2010		CY2012		CY2014	
Homicide	15	42%	28	47%	58	45%	63	36%	86	29%
Rape/Sexual Assault	10	28%	14	24%	37	29%	53	30%	63	21%
Abduction	1	3%	2	3%	2	2%	4	2%	5	2%
Robbery	1	3%	3	5%	9	7%	21	12%	43	15%
Assault	4	11%	9	15%	2	2%	10	6%	18	6%
Weapons	1	3%	0	0%	4	3%	1	<1%	3	1%
Burglary/B&E	0	0%	0	0%	2	2%	2	1%	9	3%
Larceny/Fraud	1	3%	1	2%	6	4%	6	3%	20	7%
Sex Offense*	0	0%	1	2%	3	2%	4	2%	7	2%
DUI/Habitual Offender	0	0%	0	0%	0	0%	0	0%	7	2%
Drug Sales/Possession	3	8%	1	2%	6	4%	1	7%	20	7%
Other Property	0	0%	0	0%	0	0%	0	0%	1	<1%
Not Yet Reported**	0	0%	0	0%	0	0%	0	0%	13	4%
Total	36		59		129		176		295	

Source: Virginia Parole Board Geriatric Caseload Summaries



# Reasons for Geriatric Release Denial CY2006-CY2014

- Most offenders considered for Geriatric Release between CY2006 and CY2014 were denied due to the serious nature of their crimes
- Reasons for not applying for Geriatric Release include annual discretionary parole reviews and offenders not wanting to be released

	CY2006		CY2008		CY2010		CY2012		CY2014	
Denied – Serious Nature of Crimes	31	86%	53	90%	116	90%	146	83%	181	61%
Denied – Risk to Community	2	6%	1	2%	3	2%	23	13%	18	6%
Other Type of Release	1	3%	0	0%	1	1%	2	1%	10	3%
Granted	2	6%	5	8%	9	7%	5	3%	12	4%
Denied – Reason Not Yet Listed*									74	25%
Total Considered	36		59		129		176		295	

SOURCE: Virginia Parole Board Geriatric Caseload Summaries

Other Type of Release includes Releases due to Medical Reasons, Discretionary Parole and Death

\*Data for CY2014 is preliminary and is still under review





# Costs of Managing Geriatric Inmates

- **Facilities:** The FY2014 per capita expense at Deerfield was \$36,220 while most other Medium Security Dormitories (MSD) average \$22,545
- **Medical:**
  - Medical expenditures have comprised 13% to 15% of the DOC's Operating expenditures between FY2007 and FY2014
  - Most medical expenditure data is not available by age

	Medical Cost per Capita	% of Total DOC Operating Expenditures
FY2007	\$4,059	12.9%
FY2008	\$4,393	12.9%
FY2009	\$4,322	13.2%
FY2010	\$4,827	14.9%
FY2011	\$4,870	14.7%
FY2012	\$5,195	15.0%
FY2013	\$5,463	14.6%
FY2014	\$5,120	13.6%

SOURCE: VADOC FY2014 Management Information Summary Report, pages 18, 34 and 37

# FY2013 Off-Site Medical Expenditures by Age Group<sup>1</sup>

Age Group	Total Combined Expense <sup>2</sup>	Percent of Total Expense	Percent of Total Offenders
Under 30	\$6,396,779	11%	27%
30-34	\$5,548,430	10%	17%
35-39	\$4,235,764	7%	13%
40-44	\$5,889,845	10%	13%
45-49	\$9,766,401	17%	12%
<b>Total Under 50</b>	<b>\$31,837,219</b>	<b>55%</b>	<b>82%</b>
50-54	\$8,361,855	14%	9%
55-59	\$8,109,842	14%	5%
60-64	\$4,390,244	8%	2%
65+	\$5,423,975	9%	2%
<b>Total 50 and Older</b>	<b>\$26,285,916</b>	<b>45%</b>	<b>18%</b>
<b>Total</b>	<b>\$58,123,135</b>		

- The off-site portion of medical expenses is available by age group through the medical provider (Anthem Insurance)
- Off-site medical expenses would be greatly impacted by an aging population and would be reflective of the increased costs associated with an older group
- Offenders Under the Age of 50
  - Total combined expense of off-site medical care = \$31,837,219
  - 82% of the offender population accounts for 55% of the off-site medical expenses
  - Off-site medical cost per capita<sup>3</sup> = \$996
- Offenders Age 50 and Older
  - Total combined expense of off-site medical care for = \$26,285,916
  - 18% of the offender population accounts for 45% of the off-site medical expenses
  - Off-site medical cost per capita<sup>3</sup> = \$3,746

<sup>1</sup>Data is for May 2012 – April 2013

<sup>2</sup>These costs are for off-site expenses only, excluding the costs of drugs and dental care

<sup>3</sup>Per capita rates based on the number of offenders who were in a VADOC facility at some point in time during CY2012

SOURCE: Anthem Insurance via VADOC Budget Office, January 21, 2014